

**Matter of Clark,**  
**Del. Supr., 607 A.2d 1230 (1992)**

**Disciplinary Issues:** Reinstatement to practice of law

**Nature of Case:**

Following the disbarment of the respondent in 1969 for embezzlement of client funds, the respondent had repeatedly applied to the Supreme Court for reinstatement to the Delaware Bar. On this fifth such petition, the Board on Professional Responsibility conducted a hearing, recommending to the Court that the respondent's petition be denied, in light of concerns over his competence to practice law and his limited restitution to the victims of his misconduct and the Client's Security Trust Fund.

**Action Taken by the Court:**

The Court found clear and convincing evidence of Clark's good character, reformation, and repentance. However, it did not find Clark to have made the appropriate restitution to his victims or to the Client's Security Trust Fund. The Court was also concerned about Clark's competence, and ruled that he must successfully complete the Delaware Bar Examination as a condition of his reinstatement to practice law. Further, Clark's reinstatement would also be conditioned upon his making full payment of the amounts he owed to his victims and the Client's Security Trust Fund.